

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

LUISA CALIXTO,

*Plaintiff,*

-against-

BALSAMO & ROSENBLATT, P.C., ROBERT ROSENBLATT,  
EDWARD HALL, SERENAY TAYSIN, 266 REALTY NY  
LLC, HEUNG SANG TAM, JUSTICE MCALLISTER, and  
A. BALSAMO & ROSENBLATT, P.C.

*Defendants.*

Case No. 18-cv-04675

(Hon. Margo K. Brodie)

**NOTICE OF MOTION TO DISMISS PLAINTIFF'S FIRST AMENDED COMPLAINT**

PLEASE TAKE NOTICE that, upon the annexed Declaration of William J. Geller dated July 19, 2019, and the exhibits annexed thereto, the accompanying Memorandum of Law, and upon all papers and proceedings had herein, Defendants 266 REALTY NY LLC, HEUNG SANG TAM, and JUSTICE MCALLISTER (collectively, "Landlord") will move this Court before the Honorable Margo K. Brodie, at the United States Courthouse, 225 Cadman Plaza East, Brooklyn, New York 11201, pursuant to Fed. R. Civ. P. 12(b)(1) and (6) and 28 U.S.C. § 1367 for an Order dismissing all claims in Plaintiff's First Amended Complaint as to Landlord, and granting such other and further relief as this Court may deem just and proper.

PLEASE TAKE FURTHER NOTICE that, in accordance with this Court's Order entered June 19, 2019, any papers in opposition shall be submitted by August 30, 2019.

Dated: New York, New York  
July 19, 2019

DESIDERIO, KAUFMAN & METZ, PC

By: /s/ William J. Geller  
William J. Geller  
One Battery Park Plaza, 18<sup>th</sup> Floor  
New York, New York 10004  
wgeller@dkmlawyers.com  
(212) 825-0365  
*Attorneys for 266 Realty NY LLC,  
Heung Sang Tam & Justice McAllister*